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By:

Diane Dunn

#5 Election 1634/15
Docket No: 0178.210US

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Jeremy Minshull, *et al.*

Application No.: 09/920,607

Filed: July 31, 2001

For: BIOSENSORS, REAGENTS AND DIAGNOSTIC
APPLICATIONS OF DIRECTED EVOLUTION

Examiner: Arun Chakrabarti

Art Unit: 1634

**RESPONSE TO RESTRICTION
AND ELECTION OF SPECIES
REQUIREMENT**

Assistant Commissioner for Patents
Washington, D.C. 20231

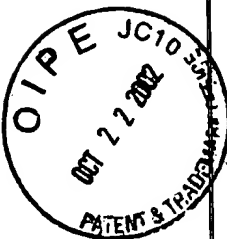
Dear Sir:

In the Restriction and Election of Species Requirement mailed on August 13, 2002, the Examiner grouped the claims as follows:

- Group I: Claims 1-66, drawn to a method of detecting analyte;
- Group II: Claims 67-72, drawn to polypeptide biosensors;
- Group III: Claims 73, drawn to sensing test stimulus; and
- Group IV: Claims 74-130, drawn to the use of an array.

Responsive to the Restriction Requirement, Applicant hereby elects Group II, claims 67-72, without traverse.

A petition for a one month extension of time authorizing the Commissioner to charge the requisite fee pursuant 37 C.F.R. § 1.17 is enclosed. Thus, the petition effectively extends the period for response to Tuesday, October 15, 2002 (October 13, 2002 falls on a Sunday, and October 14, 2002 falls on Columbus Day, a Federal holiday).



The Examiner has also requested that Applicants elect a species from claims 98, 107, 121, and 122. In response, Applicants elect the species of an electrochemically detectable signal (from claim 119). Group II claims 67-72 read on the elected species.

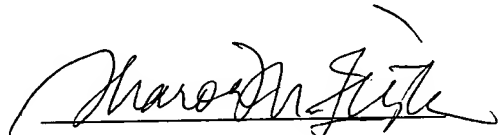
It is to be understood that this election of species is for purposes of preliminary search and examination only, and that upon allowance of a generic claim, Applicants will be entitled to consideration of claims to the additional species.

Should the Examiner believe that a telephone conference would expedite the prosecution of this application, the undersigned can be reached at the telephone number set out below. The Commissioner is hereby authorized to charge any deficiency in fees to Deposit Account No. 50-0990.

Respectfully submitted,

October 15, 2002

By:



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